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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
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| 09/857,474 | 09/10/2001 | Harald Schopp | West.6189 | 4919 |

7590

04/05/2006

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EXAMINER

BUI, KIEU OANH T

ART UNIT

PAPER NUMBER

2623

DATE MAILED: 04/05/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/857,474

Applicant(s)

SCHOPP ET AL.

Examiner

KIEU-OANH T. BUI

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 20 January 2006.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 6-19 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 6-19 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some * c) ☐ None of:
1. ☒ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Response to Arguments

1. Applicant's arguments filed on 01/20/06 have been fully considered but they are not persuasive based on the revised office action, in view of the same reference to Edens, with further clarifications and supportive statements in response to the recent amendment and arguments as follow herein.

Claim Rejections - 35 USC 102

2. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

*A person shall be entitled to a patent unless --
(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.*

3. Claims 6-19 are rejected under 35 U.S.C. 102(e) as being anticipated by Edens et al.(U.S. Patent No. 6,611,537 B1).

Regarding claim 6, Edens discloses an optical ring network for use in homes, motor vehicle and other environments (Fig. 1, and col. 13/lines 24-40) comprises an optical data line configured in a ring network (as illustrated in Fig. 1/item 120 for a ring network and/or Fig. 7 for a clearer ring topology, and col. 13/lines 40-55 with optical fiber cable is used, refer to col. 15/lines 52-60), a playback transducer (CD/DVD player or multimedia PC of Fig. 1), at least one data source (satellite received at DSS tuner and FM broadcasting received at FM tuner of Fig. 1)

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connected to the optical data line, and provides compressed data onto the optical data line (col. 13/lines 55-65 as MPEG2 stream is compressed and delivered to the logical ring network 120); and at least one data sink connected to the optical data line for receiving the compressed signal and the data sink includes a bit stream decoder to decompress the received compressed data and provide it to the playback transducer (for playing) (refer to Fig. 1, and col. 14/lines 7-23 for MPEG decoder 151, 161 for decoding the compressed data to display on the television).

In addition, Edens further teaches “wherein the at least one data sink includes a control unit that selectively adapts the decompression of the received compressed data by the bit stream decoder based upon the compression format of the received compressed data, where the format of the received compressed data may be one of a plurality of compressed formats”, i.e., a multimedia PC 170 can be functioned as a controller in controlling devices to adapt to transmit and receive digital media to/and from other network devices according to formats, types, or protocols (col. 14/lines 8-51 & col. 15/line 60 to col. 16/line 11), and even different compressed formats, refer to col. 34/lines 1-15 for compressed MPEG1 and compressed MPEG2 and so on, and more details on MPEG1 and MPEG2, see col. 102/line 56 to col. 104/line 18. It is clear that more than one compressed format is used in addition to other formats such as serial data, TCP/IP packets for real-time continuous data streams.

As for claims 7 and 8, Edens further discloses wherein the bit stream decoder decompresses video and audio data (col. 14/lines 7-23 for MPEG2 for audio/sound decoding with AC-3 surround sound decoder and video decoding to view and listen MPEG movies).

As for claim 9, Edens discloses wherein the playback transducer includes at least one loudspeaker (speakers 153, 154, 156, 157, 158 for Fig. 1, col. 14/lines 7-23).

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As for claim 10, Edens further discloses wherein the playback transducer includes a video display (LCD display screen is addressed, refer to col. 14/lines 7-23 again).

As for claim 11, Edens further teaches wherein the bit stream decoder includes an MPEG decoder, JPEG decoder and an AC decoder (col. 14/lines 7-23 for MPEG and AC-3 decoders and a JPEG decoder is also suggested to include as computer graphics images can be viewed on the LCD screen).

As for claim 12, Edens further discloses wherein the at least one data source includes a radio tuner (Fig. 1/item 130 for a FM radio tuner).

As for claim 13, Edens further discloses to include a second data source that includes a DVD player connected to the logical ring network to provide compressed data onto the optical data line (Fig. 1/item 180 for a DVD is connected to ring network 120).

As for claim 14, Edens teaches this limitation as DSP 152 is configured to control the selectively configuration as one of decoders MPEG, JPEG and/or AC-3 accordingly (col. 14/lines 7-40).

Regarding claim 15, Edens' reference reads on this claim, refer to claims 6-8, and 12-13 above, not limited to the cited paragraphs above but also to the entire disclosure of Edens' reference. In addition, Edens further teaches "wherein the at least one data sink includes a control unit that selectively adapts the decompression of the received compressed data by the bit stream decoder based upon the compression format of the received compressed data, where the format of the received compressed data may be one of a plurality of compressed formats", i.e., a multimedia PC 170 can be functioned as a controller in controlling devices to adapt to transmit and receive digital media to/and from other network devices according to formats, types, or

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protocols (col. 14/lines 8-51 & col. 15/line 60 to col. 16/line 11), and even different compressed formats, refer to col. 34/lines 1-15 for compressed MPEG1 and compressed MPEG2 and so on, and more details on MPEG1 and MPEG2, see col. 102/line 56 to col. 104/line 18. It is clear that more than one compressed format is used in addition to other formats such as serial data, TCP/IP packets for real-time continuous data streams.

As for claims 16-19, Edens discloses these features, refer to claims 11-14 as disclosed above.

Conclusion

4. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH** shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than **SIX MONTHS** from the date of this final action.

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5. **Any response to this action should be mailed to:**

Commissioner of Patents and Trademarks
Washington, D.C. 20231

or faxed to PTO New Central Fax number:

(571) 273-8300, (for Technology Center 2600 only)

*Hand deliveries must be made to Customer Service Window,
Randolph Building, 401 Dulany Street, Alexandria, VA 22314.*

6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Kieu-Oanh Bui whose telephone number is (571) 272-7291. The examiner can normally be reached on Monday-Friday from 9:00 AM to 6:30 PM, with alternate Fridays off.

If attempts to reach the examiner by telephone are unsuccessful, the Examiner's supervisor, John Miller can be reached on (571) 272-7353.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Kieu-Oanh Bui
Primary Examiner
Art Unit 2623

KB

Mar. 23, 2006